



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

March 31, 2004

KONSTANTINE J. DIAMOND
4010 E. 26TH STREET
LOS ANGELES, CA 90023
US

Dear Sir/Madam,

This is to deny your refund request in the amount of \$840.00, for patent/serial number 09710516.

In re Application of	:	GERALD R. KOEFELDA
Application No.	:	09/710,516
Filed	:	11/10/00
Attorney Docket No.	:	RCP-0485-PUS

RESPONSE TO REQUEST FOR REFUND

This is in response to your letter submitted on February 19, 2004. Wherein you requested a refund of \$840.00 for payment of filing fee .

The request for refund is DISMISSED.

After thorough inspection of U.S. Patent and Trademark Office physical records and Revenue Accounting Management financial records, it is determined that you are not entitled to the \$840.00

The office regrets to inform the applicant that the following applies; In accordance to the CFR 1.26, "Money paid by actual mistake or in excess will be refunded, but a mere change of purpose after the payment of money will not entitle a party to a refund".

Applicant indicated in the request for refund that an amendment was filed on July 30, 2003. The office shows no record of such amendment therefore the examiner would not have been required to mail out a advisory action. Applicant is advised to submit a copy of such amendment with the post card receipt. Applicant is also notified that the RCE filed with a three month extension was received by fax on December 1, 2003.

Telephone inquiries concerning this matter may be directed to Marilyn S. Watts (703)308-1730.

Sincerely,

MERILYN WATTS